

REMARKS FOR AMENDED RESPONSE

Claims 1-21 were pending and claims 22-48 are presently withdrawn due to election. By way of the amendment, claims 1-21 have been cancelled and claims 49-69 have been added. Applicants respectfully contend that claims 49-69 are drawn to the elected species C, D, or L of invention I. Claims 49-69 will be pending upon entry of this amendment. Applicants have further amended the response filed February 17, 2009 based on the telephonic interview conducted on April 16, 2009 with the Examiner and the non-complaint amendment notice dated May 15, 2009.

The undersigned attorney and first name inventor thank the Examiner for her kind consideration during the interview conducted on April 16, 2009. Based on the interview, Applicants respectfully contend that claims 49-69 are allowable over the art of record and respectfully request notification of same. In the Notice of Non-Complaint Amendment, the Examiner correctly noted that claim 54 was omitted. Applicants note that claim 54 was omitted due to a numbering error and Applicants have corrected the claim numbering so claims 49-69 will be pending upon entry of this amendment. The undersigned attorney respectfully requests that the Examiner contact same with any remaining issues.

In the event the U.S. Patent and Trademark Office determines that an extension and/or other relief is required, Applicants petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to deposit account no. 50-1119 referencing docket no. END001US. However, the Commissioner is not authorized to charge the cost of the issue fee to the deposit account.

Dated: June 22, 2009

Respectfully submitted,

By _____/mwresq/
Merle W. Richman, III
Registration No.: 38,282

PO Box 3333
La Jolla, California 92038-3333

Application No.: 10/659,211

Docket No.: END001US

(858) 551-2030
Customer ID: 26,338